IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE K.R.UDAYABHANU

FRIDAY, THE 8TH JUNE 2007 / 18TH JYAISHTA 1929

Crl.Rev.Pet.No. 2221 of 2007()

CRA.178/2006 dated 14.05.2007 of ADDL. SESSIONS COURTS (ADHOC), MAVELIKKARA against the Judgment in CC.646/2002 dated 10/02/2005 of JUDL.MAGISTRATE OF FIRST CLASS, MAVELIKKARA

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REVISION PETITIONER: APPELLANT/ACCUSED:

MINI, AGED 40 YEARS, W/O. SIVARAJAN,
MALAYIL HOUSE, ERAVANKARA P.O.,
MAVELIKKARA.

BY ADV. SRI.R.S.KALKURA
SRI.KIRAN SANKAR

RESPONDENTS: RESPONDENTS/COMPLAINANT & STATE:

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1. **R.HAMESH KUMAR,**
   MEENATHU VILAYIL, PUTHIYAKAVU, MAVELIKKARA.

2. **STATE OF KERALA, REPRESENTED BY**
   PUBLIC PROSECUTOR, HIGH COURT OF KERALA,
   ERNAKULAM.

BY PUBLIC PROSECUTOR SRI. C.M.KAMMAPPU

THIS CRIMINAL REVISION PETITION HAVING COME UP FOR ADMISSION ON 08/06/2007, THE COURT ON THE SAME DAY PASSED THE FOLLOWING:

K.R. UDAYABHANU, J

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CRL. R.P. NO. 2221 OF 2007

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Dated this the 8th day of June, 2007.

O R D E R

The revision petitioner stands convicted for the offence under Section 138 of the Negotiable Instruments Act and sentenced, as modified by the appellate court, to undergo simple imprisonment for three months and to pay a compensation of Rs. 70,000/- vide Section 357(3) Cr.P.C and in default to undergo simple imprisonment for one month.

2. The counsel for the revision petitioner has only sought for modification of sentence and for time to pay the amount of compensation. In the circumstances, the sentence is modified to imprisonment till the rising of the court. The rest of the sentence is confirmed. The revision petitioner is granted six months time from today onwards to pay the amount of compensation. The revision petitioner shall appear before Judicial First Class Magistrate, Mavelikkara on **10.12.2007** to receive sentence.

The Crl. R.P is disposed of accordingly.

K.R. UDAYABHANU, JUDGE.

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